

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

<p>GERMANIA THALIA BONILLA,</p> <p style="text-align: center;">Plaintiffs,</p> <p style="text-align: center;">vs.</p> <p>JUAN LUIS GARCIA, UBER TECHNOLOGIES, INC., RASIER LLC, UBER USA, LLC, DANIEL A. RIFFEL, BULDO SANITATION INC., and JOHN DOES Nos. 1-10 (said names being fictitious,) and ABC COMPANIES Nos. 1-10 (said names being fictitious,</p> <p style="text-align: center;">Defendants.</p>	<p>CIVIL ACTION NO:</p> <p style="text-align: center;">NOTICE OF REMOVAL</p>
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Pursuant to 28 U.S.C. §§ 1441 and 1446, Defendants Uber Technologies, Inc., Rasier, LLC, and Uber USA, LLC (hereinafter “Defendants”) by and through their attorneys, Goldberg Segalla LLP, submit this Notice of Removal from the Superior Court of New Jersey, Law Division, Bergen County, in which this matter is now pending, to the United States District Court for the District of New Jersey. In support of this Notice of Removal, Defendants state as follows:

BACKGROUND

1. This lawsuit is a civil action within the meaning of 28 U.S.C. §§ 1441(a) and 1446(b).
2. Plaintiff Germania Thalia Bonilla (“Plaintiff”) commenced this action on or about March 8, 2022 in the Superior Court of New Jersey, Law Division, Bergen County by filing a Complaint bearing Docket No. BER-L-1369-22. (**Exhibit A**, Plaintiff’s Complaint.)
3. Plaintiff’s Complaint stems from an alleged motor vehicle accident, which occurred in Lodi, New Jersey when a vehicle operated by Defendant Garcia collided with a vehicle operated

by Defendant Riffel. *Id.* ¶53. Plaintiff alleges that she sustained injuries as a backseat passenger in Defendant Garcia’s vehicle at the time of the alleged accident. *Id.*

4. This Notice of Removal is filed within 30 days of service of the initial pleading by Defendants, and within one year of the commencement of this action, as mandated by 28 U.S.C. § 1446(b). Accordingly, removal is timely.

AMOUNT IN CONTROVERSY/JURISDICTION

5. Plaintiff’s Complaint seeks relief against Defendants under claims for negligence and vicarious liability. (**Exhibit A**, Plaintiff’s Complaint.)

6. Based on the following averments in Plaintiff’s Complaint, and although Defendants deny all liability to Plaintiff, Defendants have reason to believe that this action satisfies the amount in controversy requirement of 28 U.S.C. § 1332(a)(1) as the amount in controversy in this action exceeds \$75,000, exclusive of interest and costs. For example, paragraph 65 states: “*As a result of the aforesaid negligence of the defendants, plaintiff GERMANIA THALIA BONILLA, sustained serious and permanent injuries, including fractures, scarring and disfigurement, which have caused and will in the future cause her to expend great sums of money for hospital and medical treatment and has caused him great pain, disfigurement and disability.*” (**Exhibit A**, Plaintiff’s Complaint.)

DIVERSITY OF CITIZENSHIP

7. Defendants were served with the Complaint on or about March 11, 2022. (**Exhibit B**, Service of Process.)

8. According to Plaintiff’s Complaint, Plaintiff is a New Jersey resident. (**Exhibit A**, Plaintiff’s Complaint.)

9. Defendant Juan Luis Garcia is a resident of Bronx, New York. *Id.*

10. Defendant Uber Technologies, Inc. is a Delaware corporation with a principal place of business in California.

11. Defendant Rasier, LLC is a Delaware limited liability company with a principal place of business in California.

12. Defendant Uber USA, LLC is a Delaware limited liability company with a principal place of business in California.

13. Given the facts and circumstances set forth above, this constitutes an action which originally could have been brought before this Court pursuant to 28 U.S.C. § 1332 and which may be removed pursuant to 28 U.S.C. § 1441(a), as it is a civil action between citizens of different States and in which citizens or subjects of a foreign state are additional parties, and the amount in controversy, upon information and belief, will exceed the sum or value of \$75,000, exclusive of interest and costs.

14. This Court has subject-matter jurisdiction on the basis of diversity of citizenship under 28 U.S.C. § 1332. Venue is proper pursuant to 28 U.S.C. § 1441(a) as this is the Federal District Court for the District where the State Court suit is pending.

15. Pursuant to 28 U.S.C. § 1446(a), a copy of all process, pleadings, and orders served upon Defendants in this action as of the date of filing of this Notice of Removal is attached as **Exhibit C**.

16. This Notice of Removal will be served on all adverse parties in accordance with 28 U.S.C. § 1446.

17. A true and correct copy of this Notice of Removal will be filed with the clerk of the Superior Court of New Jersey, Bergen County, in accordance with 28 U.S.C. § 1446.

WHEREFORE, Defendants file this Notice of Removal so that the entire State Court action under Docket No. BER-L-1369-22, now pending in the Superior Court of the State of New Jersey, County of Bergen, is removed to this Court for all further proceedings.

GOLDBERG SEGALLA, LLP

Dated: April 8, 2022

By: /s/ *Elizabeth A. Chang*
Elizabeth A. Chang, Esquire
Mail to: PO Box 580 Buffalo, NY 14201
301 Carnegie Center, Suite 200
Princeton, NJ 08540
(609) 986-1300 / (609) 986-1301 Fax
Attorneys for Defendants:
Uber Technologies, Inc., Rasier, LLC, and
Uber USA, LLC

Exhibit A

BER-L-001369-22 03/08/2022 5:17:30 PM Pg 1 of 11 Trans ID: LCV2022963116

Mark A. Apostolos, Esq.
Attorney ID No.: 074412013
SULLIVAN, PAPAIN, BLOCK,
McGRATH COFFINAS & CANNAVO
25 Main Street
Hackensack, New Jersey 07601
(201) 342-0037
Attorneys for Plaintiff(s)

GERMANIA THALIA BONILLA,

Plaintiffs,

v.

JUAN LUIS GARCIA, UBER
TECHNOLOGIES INC., RASIER LLC,
UBER USA, LLC, DANIEL A. RIFFEL,
BULDO SANITATION INC. and "JOHN
DOES" Nos. 1-10 (said names being fictitious)
and ABC Companies Nos. 1-10 (said names
being fictitious)

Defendant.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION -BERGEN COUNTY

DOCKET No. :

Civil Action

COMPLAINT & JURY DEMAND

Plaintiff, GERMANIA THALIA BONILLA, residing at 77 Prospect Street, Apt. A, Garfield, New Jersey, complaining of the defendants, says:

1. On December 22, 2021, defendant, JUAN LUIS GARCIA resided at 1025 College Avenue, 3FL, Bronx, New York 10456.

2. Upon information and belief, on December 22, 2021, defendant, UBER TECHNOLOGIES INC., was a foreign for-profit company duly licensed to do business in the State of New Jersey.

3. Upon information and belief, on December 22, 2021, defendant, RASIER LLC, was a foreign for-profit company duly licensed to do business in the State of New Jersey.

4. Upon information and belief, on December 22, 2021, defendant, UBER USA LLC, was a foreign for-profit company duly licensed to do business in the State of New Jersey.

5. On December 22, 2021, defendant, UBER TECHNOLOGIES INC., was a transportation network company as defined by N.J. STAT 39 § 5H-2.

6. On December 22, 2021, defendant, RASIER LLC, was a transportation network company as defined by N.J. STAT 39 § 5H-2.

7. On December 22, 2021, defendant, UBER USA LLC, was a transportation network company as defined by N.J. STAT 39 § 5H-2.

8. On December 22, 2021, defendants, "JOHN DOES" Nos. 1-10 (said names being fictitious) and ABC Companies Nos. 1-10 (said names being fictitious), were a transportation network company as defined by N.J. STAT 39 § 5H-2.

9. On December 22, 2021, defendant, DANIEL A. RIFFEL, resided at 14 Schierloh Ct., Ramsey, New Jersey.

10. Upon information and belief, on December 22, 2021, defendant, BULDO SANITATION INC., was a domestic for-profit company duly licensed to do business in the State of New Jersey.

11. On December 22, 2021, defendant, JUAN LUIS GARCIA owned a 2015 Honda Pilot motor vehicle.

12. On December 22, 2021, defendant, JUAN LUIS GARCIA operated a 2015 Honda Pilot motor vehicle.

13. On December 22, 2021, defendant, JUAN LUIS GARCIA maintained a 2015 Honda Pilot motor vehicle.

14. On December 22, 2021, defendant, JUAN LUIS GARCIA controlled a 2015 Honda Pilot motor vehicle.

15. On December 22, 2021, defendant, JUAN LUIS GARCIA operated a 2015 Honda Pilot motor vehicle as a personal vehicle as defined by N.J. STAT 39 § 5H-2.

16. On December 22, 2021, plaintiff GERMANIA THALIA BONILLA was a back seat passenger within defendant, JUAN LUIS GARCIA's, 2015 Honda Pilot motor vehicle.

17. On December 22, 2021, plaintiff GERMANIA THALIA BONILLA was a transportation network company rider, as defined by N.J. STAT 39 § 5H-2, within defendant, JUAN LUIS GARCIA's, 2015 Honda Pilot motor vehicle.

18. On December 22, 2021, plaintiff GERMANIA THALIA BONILLA was a back seat passenger within a 2015 Honda Pilot Motor vehicle that was operated by defendant, JUAN LUIS GARCIA, an agent, servant and/or employee of defendant, UBER TECHNOLOGIES INC.

19. On December 22, 2021, defendant, JUAN LUIS GARCIA, provided plaintiff GERMANIA THALIA BONILLA a prearranged ride, as defined by N.J. STAT 39 § 5H-2, through the transportation network company defendant, UBER TECHNOLOGIES INC.

20. On December 22, 2021, defendant, JUAN LUIS GARCIA, was an agent, servant and/or employee of defendant, UBER TECHNOLOGIES INC.

21. On December 22, 2021, defendant, JUAN LUIS GARCIA operated a 2015 Honda Pilot motor vehicle within the scope of his employment with defendant, UBER TECHNOLOGIES INC.

22. On December 22, 2021, defendant, JUAN LUIS GARCIA, was acting as a transportation network company driver for UBER TECHNOLOGIES INC, as defined by N.J. STAT 39 § 5H-2.

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23. On December 22, 2021, defendant, JUAN LUIS GARCIA operated a 2015 Honda Pilot motor vehicle with the permission and for the purpose of defendant, UBER TECHNOLOGIES INC.

24. On December 22, 2021, plaintiff GERMANIA THALIA BONILLA was a back seat passenger within a 2015 Honda Pilot Motor vehicle that was operated by defendant, JUAN LUIS GARCIA, an agent, servant and/or employee of defendant, RASIER LLC.

25. On December 22, 2021, defendant, JUAN LUIS GARCIA, provided plaintiff GERMANIA THALIA BONILLA a prearranged ride, as defined by N.J. STAT 39 § 5H-2, through the transportation network company defendant, RASIER LLC.

26. On December 22, 2021, defendant, JUAN LUIS GARCIA, was an agent, servant and/or employee of defendant, RASIER LLC.

27. On December 22, 2021, defendant, JUAN LUIS GARCIA operated a 2015 Honda Pilot motor vehicle within the scope of his employment with defendant, RASIER LLC.

28. On December 22, 2021, defendant, JUAN LUIS GARCIA, was acting as a transportation network company driver for RASIER LLC, as defined by N.J. STAT 39 § 5H-2.

29. On December 22, 2021, defendant, JUAN LUIS GARCIA operated a 2015 Honda Pilot motor vehicle with the permission and for the purpose of defendant, RASIER LLC.

30. On December 22, 2021, plaintiff GERMANIA THALIA BONILLA was a back seat passenger within a 2015 Honda Pilot Motor vehicle that was operated by defendant, JUAN LUIS GARCIA, an agent, servant and/or employee of defendant, UBER USA LLC.

31. On December 22, 2021, defendant, JUAN LUIS GARCIA, provided plaintiff GERMANIA THALIA BONILLA a prearranged ride, as defined by N.J. STAT 39 § 5H-2, through the transportation network company defendant, UBER USA LLC.

32. On December 22, 2021, defendant, JUAN LUIS GARCIA, was an agent, servant and/or employee of defendant, UBER USA LLC.

33. On December 22, 2021, defendant, JUAN LUIS GARCIA operated a 2015 Honda Pilot motor vehicle within the scope of his employment with defendant, UBER USA LLC.

34. On December 22, 2021, defendant, JUAN LUIS GARCIA, was acting as a transportation network company driver for UBER USA, LLC, as defined by N.J. STAT 39 § 5H-2.

35. On December 22, 2021, defendant, JUAN LUIS GARCIA operated a 2015 Honda Pilot motor vehicle with the permission and for the purpose of defendant, UBER USA LLC.

36. On December 22, 2021, plaintiff GERMANIA THALIA BONILLA was a back seat passenger within a 2015 Honda Pilot Motor vehicle that was operated by defendant, JUAN LUIS GARCIA, an agent, servant and/or employee of defendant, UBER USA LLC.

37. On December 22, 2021, defendant, JUAN LUIS GARCIA, provided plaintiff GERMANIA THALIA BONILLA a prearranged ride, as defined by N.J. STAT 39 § 5H-2, through the transportation network company defendants, "JOHN DOES" Nos. 1-10 (said names being fictitious) and ABC Companies Nos. 1-10 (said names being fictitious).

38. On December 22, 2021, defendant, JUAN LUIS GARCIA, was an agent, servant and/or employee of defendant, "JOHN DOES" Nos. 1-10 (said names being fictitious) and ABC Companies Nos. 1-10 (said names being fictitious).

39. On December 22, 2021, defendant, JUAN LUIS GARCIA operated a 2015 Honda Pilot motor vehicle within the scope of his employment with defendants, "JOHN DOES" Nos. 1-10 (said names being fictitious) and ABC Companies Nos. 1-10 (said names being fictitious).

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40. On December 22, 2021, defendant, JUAN LUIS GARCIA, was acting as transportation network company driver for "JOHN DOES" Nos. 1-10 and ABC Companies Nos. 1-10, as defined by N.J. STAT 39 § 5H-2.

41. On December 22, 2021, defendant, JUAN LUIS GARCIA operated a 2015 Honda Pilot motor vehicle with the permission and for the purpose of defendants, "JOHN DOES" Nos. 1-10 (said names being fictitious) and ABC Companies Nos. 1-10 (said names being fictitious).

42. On December 22, 2021, defendant, DANIEL A. RIFFEL, owned a 2004 Mack Truck motor vehicle.

43. On December 22, 2021, defendant, DANIEL A. RIFFEL, operated a 2004 Mack Truck motor vehicle.

44. On December 22, 2021, defendant, DANIEL A. RIFFEL, maintained a 2004 Mack Truck motor vehicle.

45. On December 22, 2021, defendant, DANIEL A. RIFFEL, controlled a 2004 Mack Truck motor vehicle.

46. On December 22, 2021, defendant, BULDO SANITATION INC., owned a 2004 Mack Truck motor vehicle.

47. On December 22, 2021, defendant, BULDO SANITATION INC., operated a 2004 Mack Truck motor vehicle.

48. On December 22, 2021, defendant, BULDO SANITATION INC., maintained a 2004 Mack Truck motor vehicle.

49. On December 22, 2021, defendant, BULDO SANITATION INC., controlled a 2004 Mack Truck motor vehicle.

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50. On December 22, 2021, defendant, DANIEL A. RIFFEL, was an agent, servant and/or employee of defendant, BULDO SANITATION INC.

51. On December 22, 2021, defendant, DANIEL A. RIFFEL operated a 2004 Mack Truck motor vehicle within the scope of his employment with defendant, BULDO SANITATION INC.

52. On December 22, 2021, defendant, DANIEL A. RIFFEL operated 2004 Mack Truck motor vehicle with the permission and for the purpose of defendant, BULDO SANITATION INC.

53. On December 22, 2021, at approximately 4:33 A.M., at the intersection of the off ramp from Route 80W and Riverview Avenue, Lodi, New Jersey, the 2015 Honda Pilot motor vehicle that was being operated by defendant JUAN LUIS GARCIA and that plaintiff was a back seat passenger within, came into contact with the 2004 Mack Truck motor vehicle that was being operated by defendant DANIEL A. RIFFEL.

54. Defendant, JUAN LUIS GARCIA, was negligent, inter alia, in failing to keep his vehicle under proper control; in failing to keep a proper look out; in failing to see what there was to be seen; in failing to stop at a stop sign; in failing to yield the right of way; in failing to apply the brakes; in failing to avoid striking the 2004 Mack Truck motor vehicle and in failing to avoid the accident, all of which resulting in the 2015 Honda Pilot motor vehicle striking the 2004 Mack Truck motor vehicle and injuring the plaintiff.

55. Defendants UBER TECHNOLOGIES INC., is liable to plaintiff as a matter of law for the negligence of their agent, servant or employee, defendant JUAN LUIS GARCIA.

56. Defendant RASIER LLC, is liable to plaintiff as a matter of law for the negligence of their agent, servant or employee, defendant JUAN LUIS GARCIA.

57. Defendant UBER USA LLC is liable to plaintiff as a matter of law for the negligence of their agent, servant or employee, defendant JUAN LUIS GARCIA.

58. Defendants John Does Nos. 1-10 and/or defendants ABC Companies Nos. 1-10, are liable to plaintiff as a matter of law for the negligence of their agent, servant or employee, defendant JUAN LUIS GARCIA.

59. Defendant, DANIEL A. RIFFEL, was negligent, inter alia, in failing to keep his vehicle under proper control; in failing to keep a proper look out; in failing to see what there was to be seen; in failing to yield the right of way; in failing to apply the brakes; in failing to avoid striking the 2015 Honda Pilot motor vehicle and in failing to avoid the accident, all of which resulting in the 2004 Mack Truck motor vehicle striking the 2015 Honda Pilot motor vehicle and injuring the plaintiff.

60. Defendant, BULDO SANITATION INC., is liable to plaintiff as a matter of law for the negligence of their agent, servant or employee, defendant DANIEL A. RIFFEL.

61. At all relevant times herein, defendants owed a duty to plaintiff and persons such as plaintiff to operate their motor vehicles without careless and/or negligence, to use reasonable care and caution in the operation of their motor vehicles, to abide by the applicable laws, rules and statutes governing the operation of their motor vehicles and to maintain control of their motor vehicles at all times.

62. At all relevant times herein, defendants breached the duty to plaintiff in failing to operate their motor vehicles without careless and/or negligence, to use reasonable care and caution in the operation of their motor vehicles, to abide by the applicable laws, rules and statutes governing the operation of their motor vehicles and to maintain control of their motor vehicles at all times.

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63. As a result of the aforesaid negligence of the defendant, JUAN LUIS GARCIA, plaintiff GERMANIA THALIA BONILLA, sustained serious and permanent personal injuries, including fractures, scarring and disfigurement, which have caused and will in the future cause her to expend great sums of money for hospital and medical treatment and has caused him great pain, disfigurement and disability.

64. As a result of the aforesaid negligence of the defendant, DANIEL A. RIFFEL, plaintiff GERMANIA THALIA BONILLA, sustained serious and permanent personal injuries, including fractures, scarring and disfigurement, which have caused and will in the future cause her to expend great sums of money for hospital and medical treatment and has caused him great pain, disfigurement and disability.

65. As a result of the aforesaid negligence of the defendants, plaintiff GERMANIA THALIA BONILLA, sustained serious and permanent personal injuries, including fractures, scarring and disfigurement, which have caused and will in the future cause her to expend great sums of money for hospital and medical treatment and has caused him great pain, disfigurement and disability.

66. This action is not barred by the provisions of N.J.S.A. 39: 6A-8.

WHEREFORE, plaintiff demands judgment against the defendants, JUAN LUIS GARCIA, UBER TECHNOLOGIES INC., RASIER LLC, UBER USA, LLC, DANIEL A. RIFFEL, BULDO SANITATION INC. and "JOHN DOES" Nos. 1-10 and ABC Companies Nos. 1-10 for damages, jointly, severally and/or jointly and severally, with interest and costs of suit and other such relief the Court deems necessary and proper.

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SULLIVAN, PAPAIN, BLOCK,
McGRATH COFFINAS & CANNAVO
Attorneys for Plaintiff(s)

By:


Mark A. Apostolos

DATED: March 8, 2022

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JURY DEMAND

Plaintiff, GERMANIA THALIA BONILLA, hereby demands a trial by jury on all the issues involved herein.

NOTICE OF DESIGNATION OF TRIAL COUNSEL

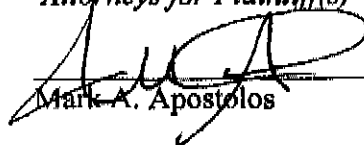
Pursuant to R. 4:25-4, plaintiff herein designates, Mark A. Apostolos, Esq. as Trial Counsel.

CERTIFICATION PURSUANT TO RULE 4:5-1 (b) (2)

I hereby certify under penalty of perjury that to the best of my knowledge the within action is not presently the subject of any other action pending in any other court or arbitration proceeding, nor is any such action or arbitration contemplated.

SULLIVAN, PAPAIN, BLOCK,
McGRATH COFFINAS & CANNAVO
Attorneys for Plaintiff(s)

By:


Mark A. Apostolos

DATED: March 8, 2022

Exhibit B



**Service of Process
Transmittal**

03/11/2022

CT Log Number 541211259

TO: Brandon Kosinski
UBER TECHNOLOGIES, INC.
950 23RD ST
SAN FRANCISCO, CA 94107-3401

RE: Process Served in California

FOR: UBER TECHNOLOGIES, INC. (Domestic State: DE)

ENCLOSED ARE COPIES OF LEGAL PROCESS RECEIVED BY THE STATUTORY AGENT OF THE ABOVE COMPANY AS FOLLOWS:

TITLE OF ACTION: Re: GERMANIA THALIA BONILLA // To: UBER TECHNOLOGIES, INC.

DOCUMENT(S) SERVED: Summons, Attachment, Complaint & Jury Demand

COURT/AGENCY: Bergen County Superior Court of New Jersey, NJ
Case # BERL136922

NATURE OF ACTION: Personal Injury - Vehicle Collision - 12/22/2021

ON WHOM PROCESS WAS SERVED: C T Corporation System, GLENDALE, CA

DATE AND HOUR OF SERVICE: By Process Server on 03/11/2022 at 11:11

JURISDICTION SERVED : California

APPEARANCE OR ANSWER DUE: Within 35 days from the date you received this Summons, not counting the date
your received it

ATTORNEY(S) / SENDER(S): Mark A. Apostolos, Esq.
SULLIVAN, PAPAIN, BLOCK, MCGRATH, COFFINAS & CANNAVO
25 Main Street - Suite 602
Hackensack, NJ 07601
201-342-0037

ACTION ITEMS: CT has retained the current log, Retain Date: 03/11/2022, Expected Purge Date:
03/16/2022

Image SOP

Email Notification, Claims Lit intake@uber.com

Email Notification, Brandon Kosinski bkosinski@uber.com

Email Notification, Sara Hernandez shernandez@uber.com

REGISTERED AGENT ADDRESS: C T Corporation System
330 N BRAND BLVD
STE 700
GLENDALE, CA 91203
877-564-7529
MajorAccountTeam2@wolterskluwer.com

Exhibit C



**Service of Process
Transmittal**

03/11/2022

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UBER TECHNOLOGIES, INC.
950 23RD ST
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ATTORNEY(S) / SENDER(S): Mark A. Apostolos, Esq.
SULLIVAN, PAPAIN, BLOCK, MCGRATH, COFFINAS & CANNAVO
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Image SOP

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Email Notification, Sara Hernandez shernandez@uber.com

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MajorAccountTeam2@wolterskluwer.com



**Service of Process
Transmittal**

03/11/2022

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UBER TECHNOLOGIES, INC.
950 23RD ST
SAN FRANCISCO, CA 94107-3401

RE: Process Served in California

FOR: UBER TECHNOLOGIES, INC. (Domestic State: DE)

The information contained in this Transmittal is provided by CT for quick reference only. It does not constitute a legal opinion, and should not otherwise be relied on, as to the nature of action, the amount of damages, the answer date, or any other information contained in the included documents. The recipient(s) of this form is responsible for reviewing and interpreting the included documents and taking appropriate action, including consulting with its legal and other advisors as necessary. CT disclaims all liability for the information contained in this form, including for any omissions or inaccuracies that may be contained therein.

PROCESS SERVER DELIVERY DETAILS

Date: Fri, Mar 11, 2022

Server Name: Carlos Canas

Entity Served	UBER TECHNOLOGIES, INC.
Case Number	BER-L-1369-22
Jurisdiction	CA



Mark A. Apostolos, Esq.
Attorney ID No.: 074412013
SULLIVAN, PAPAIN, BLOCK,
MCGRATH, COFFINAS & CANNAVO
25 Main Street – Suite 602
Hackensack, New Jersey 07601
(201) 342-0037
Attorneys for Plaintiff(s)

GERMANIA THALIA BONILLA,

Plaintiffs,

v.

JUAN LUIS GARCIA, UBER
TECHNOLOGIES INC., RASIER LLC,
UBER USA, LLC, DANIEL A. RIFFEL,
BULDO SANITATION INC. and "JOHN
DOES" Nos. 1-10 (said names being fictitious)
and ABC Companies Nos. 1-10 (said names
being fictitious)

Defendant.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION – BERGEN COUNTY

DOCKET No.: BER-L-1369-22

Civil Action

SUMMONS

FROM: The State of New Jersey

TO: The Defendant(s) Name Above: UBER TECHNOLOGIES, INC.

The plaintiff, named above, has filed a suit against you in the Superior Court of New Jersey. The Complaint attached to this Summons states the basis for this lawsuit. If you dispute this complaint, you and your attorney must file a written answer or motion and proof of service with the deputy clerk of the Superior Court in the County listed above within 35 days from the date you received this Summons, not counting the date you received it. (The address of each Deputy Clerk of the Superior Court is provided.) A \$135.00 filing fee payable to the Clerk of the Superior Court and a completed Case Information Statement (available from the Deputy Clerk of the Superior Court) must accompany your answer or motion when it is filed. You must also send a copy of your answer or motion to plaintiff's attorney whose name and address appear above, or to plaintiff, if no attorney is named above. A telephone call will not protect your rights; you must file and serve a written answer or motion (with fee and completed Case Information Statement) if you want the court to hear your defense.

If you do not file and serve a written answer or motion within 35 days, the court may enter a judgment against you for the relief plaintiff demands, plus interest and costs of suit. If judgment is entered against you, the Sheriff may seize your money, wages or property to pay all or part of the judgment.

If you cannot afford an attorney, you may call the Legal Services office in the County where you live. A list of these offices is provided. If you do not have an attorney and are not eligible for free legal assistance, you may obtain a referral to an attorney by calling one of the Lawyer Referral Services. A list of these numbers is also provided.

/s/ Michelle M. Smith

MICHELLE M. SMITH, Clerk of
the Superior Court

DATED: March 9, 2022

Name of Defendant to be served: UBER TECHNOLOGIES, INC.

Address of Defendant to be served: 1455 Market Street, Suite 400
San Francisco, CA 94103

ADDRESSES FOR ALL COUNTY CLERKS

ATLANTIC COUNTY <u>Law/General Equity Divs</u> Atlantic County Clerk 1201 Bacharach Blvd Atlantic City, NJ 08401	CUMBERLAND COUNTY-Continued <u>Family Parts</u> Dissolution/Direct Filing Cumberland Co Courthouse Broad & Fayette Streets PO Box 636 Bridgeton, NJ 08302	MERCER COUNTY <u>Law/General Equity Divs</u> Mercer County Clerk 209 So. Broad Street PO Box 8068 Trenton, NJ 08650	PASSAIC COUNTY-Continued <u>Family Parts</u> Passaic Co. Superior Ct Courthouse Annex/Family Pt 63-65 Hamilton Street Paterson, NJ 07505
<u>Family Parts</u> Atlantic Co. Court House Family Div/Direct Filing 1201 Bacharach Blvd Atlantic City, NJ 08401	ESSEX COUNTY <u>Law Divisions</u> Essex County Clerk 237 Hall of Records 465 Dr. Martin Luther King, Jr. Blvd. Newark, NJ 07102	<u>Family Parts</u> Family Case Management Attns Dissolution Unit 650 So. Broad Street PO Box 8068 Trenton, NJ 08650	SALAM COUNTY <u>Law/General Equity Divs</u> Salem County Clerk 92 Market Street PO Box 18 Salem, NJ 08079
BERGEN COUNTY <u>Law/General Equity Divs</u> Bergen County Clerk 119 Justice Center 10 Main Street Hackensack, NJ 07601	<u>General Equity Divs</u> Dibattista Building 153 Halsey Street Newark, NJ 07102	MIDDLESEX COUNTY <u>Law/General Equity Divs</u> Middlesex County Clerk Attention: Law Div Court House PO Box 2633 New Brunswick, NJ 08903	<u>Family Parts</u> Mailing Address: Family Court Intake PO Box 223 Salem, NJ 08079
<u>Family Parts</u> Bergen Co. Justice Ctr 10 Main Street, Rm 2220 Hackensack, NJ 07601	<u>Family Divisions</u> Dissolution Unit/Matrimonial c/o Family Court 303A Hall of Records 465 Dr Martin Luther King Jr Blvd Newark, NJ 07102	<u>Family Parts</u> Middlesex County Clerk Matrimonial Section PO Box 1110 New Brunswick, NJ 08903	SOMERSET COUNTY <u>Law/General Equity Divs</u> Somerset County Clerk Attn: Civil Intake New Court House-3rd Flr PO Box 3000 Somerville, NJ 08876
BURLINGTON COUNTY <u>Law/General Equity Divs</u> Burlington County Clerk Attention: Intake Courts Facility 49 Randolph Road Mt. Holly, NJ 08060	GLoucester COUNTY <u>Law/General Equity Divs</u> Gloucester County Clerk Attention: Intake Court House 1 No. Broad Street PO Box 129 Woodbury, NJ 08096	MONMOUTH COUNTY <u>Law/General Equity Divs</u> Monmouth County Clerk Attention: Law Div Court House, West Wing PO Box 1232 Freehold, NJ 07728-1232	<u>Family Parts</u> Family Case Management Court House, 2nd Floor PO Box 3000 Somerville, NJ 08876
<u>Family Parts</u> Burlington County Attn: Dissolution Intake Courts Facility 49 Randolph Road Mt. Holly, NJ 08060	<u>Family Parts</u> Dissolution Unit Surrogate's Bldg Broad & Delaware Sts PO Box 655 Woodbury, NJ 08096	<u>Family Parts</u> Chancery Division Family Part Court House, PO Box 1232 Freehold, NJ 07728-1232	SUSSEX COUNTY <u>Law/General Equity Divs</u> Attention: Law Div Sussex Co. Judicial Ctr 43-47 High Street Newton, NJ 07860
CAMDEN COUNTY <u>Law/General Equity Divs</u> Camden County Clerk Hall of Justice 101 So. 5th Street Camden, NJ 08103	HUDSON COUNTY <u>Law/General Equity Divs</u> Hudson County Clerk Superior Ct-Civil Records Brennan Court House 583 Newark Avenue Jersey City, NJ 07306	MORRIS COUNTY <u>Law/General Equity Divs</u> Superior Court Judicial Records Mgmt PO Box 910 Morristown, NJ 07963-0910	<u>Family Parts</u> Sussex County Clerk Family Division 4 High Street Newton, NJ 07860
<u>Family Parts</u> Camden Co. Family Div Hall of Justice 101 So. 5th Street Camden, NJ 08103-4001	<u>Family Parts</u> Superior Court Family Div/Direct Filing 203 Admin. Bldg. 585 Newark Avenue Jersey City, NJ 07306	<u>Family Parts</u> Morris County Family Div Court House Washington Street Morristown, NJ 07960	UNION COUNTY <u>Law/General Equity Divs</u> Union County Clerk Court House, 3rd Flr 2 Broad Street Elizabeth, NJ 07207
CAPE MAY COUNTY <u>Law/General Equity Divs</u> Mailing Address: Cape May Co. Clerk 4 Moore Road, Box 203 Cape May Court House New Jersey 08210	HANTERDON COUNTY <u>Law/General Equity Divs</u> Hunterdon County Clerk Hall of Records 71 Main Street Flemington, NJ 08822	OCEAN COUNTY <u>Law/General Equity Divs</u> Ocean County Clerk 119 Court House CN-2191 Toms River, NJ 08754	<u>Family Parts</u> Matrimonial Assignment of Court House, Room B-3 2 Broad Street Elizabeth, NJ 07207
<u>Family Parts</u> Mailing Address: Superior Court/Chancery Family Part 4 Moore Road Cape May Court House New Jersey 08210	<u>Family Parts</u> Family Case Management Administration Bldg 73 Main Street Flemington, NJ 08822	<u>Family Parts</u> Dissolution Unit 210 Justice Complex 120 Hooper Avenue PO Box 2191 Toms River, NJ 08754	WARREN COUNTY <u>Law/General Equity Divs</u> Warren County Clerk Court House 413 Second Street Belvidere, NJ 07823
CUMBERLAND COUNTY <u>Law/General Equity Divs</u> Cumberland Co. Clerk Court House Broad & Fayette Sts Bridgeton, NJ 08302		PASSAIC COUNTY <u>Law/General Equity Divs</u> Passaic County Clerk Court House 77 Hamilton Street Paterson, NJ 07505	<u>Family Parts</u> Warren County Clerk Dissolution Unit Court House, 1st Flr Belvidere, NJ 07823

ADDRESSES FOR LAWYER REFERRAL SERVICES

<u>Association of Trial Lawyers-N.J.</u> Lawyer Referral Service 150 W. State Street Trenton, NJ 08606 (609)367-0069	<u>Gloucester County Bar Association</u> Lawyer Referral Service Justice Complex P.O. Box 338 Woodbury, NJ 08096 (609)848-4589	<u>Salem County Bar Association</u> Lawyer Referral Service 123 So. Broadway Pennsville, NJ 08070 (609)678-8363
<u>Atlantic County Bar Association</u> Lawyer Referral Service Atlantic County Court House 1201 Sacharack Blvd Atlantic City, NJ 08401 (609)343-3444	<u>Hudson County Bar Association</u> Lawyer Referral Service 563 Newark Avenue Jersey City, NJ 07304 (201)796-2727	<u>Somerset County Bar Association</u> Lawyer Referral Service P.O. Box 1075 Somerville, NJ 08876 (908)685-2323
<u>Bergen County Bar Association</u> Lawyer Referral Service 61 Hudson Street Hackensack, NJ 07601 (201)488-0044	<u>Hunterdon County Bar Association</u> Lawyer Referral Service P.O. Box 267 Pittstown, NJ 08867 (908)735-2611	<u>Passaic County Bar Association</u> Lawyer Referral Service (201)267-5882
<u>Women Lawyers in Bergen County</u> Women Lawyers Referral Service (201)567-3777	<u>Maricopa County Bar Association</u> Lawyer Referral Service 1265 Whitehorse Mercerville Rd. Suite 420 Mercerville, NJ 08619-3894 (609)890-6200	<u>Union County Bar Association</u> Lawyer Referral Service Court House, 3rd Floor Elizabeth, NJ 07207 (908)353-4715
<u>Burlington County Bar Association</u> Lawyer Referral Service 117 High Street Mt. Holly, NJ 08060 (609)261-4862	<u>Middlesex County Bar Association</u> Lawyer Referral Service 87 Bayard Street New Brunswick, NJ 08901 (908)828-0053	<u>Warren County Bar Association</u> Lawyer Referral Service (201)267-5882
<u>Camden County Bar Association</u> Lawyer Referral Service P.O. Box 1027 Midland Bank Bldg. Broadway & Cooper Streets Camden, NJ 08101 (609)964-4320	<u>The Monmouth Bar Association</u> Lawyer Referral Service Court House Freehold, NJ 07728 (908)431-5544	
<u>Cape May County</u> P.O. Box 425 Cape May Court House, NJ 08201 (609)463-0313	<u>Morris County Bar Association</u> Lawyer Referral Service 10 Park Place, Room 308 Morristown, NJ 07960 (201)267-5882	
<u>Dunbar County</u> Lawyer Referral Service P.O. Box 2031 Vineland, NJ 08360 (609)692-6207	<u>Ocean County Bar Association</u> Court House P.O. Box 381 Toms River, NJ 08753 (908)240-3666	
<u>Essex County Bar Association</u> Lawyer Referral Service One Newark Center, 16th Floor Newark, NJ 07102-5268 (201)422-6207	<u>Passaic County Bar Association</u> Lawyer Referral Service Court House, Hamilton Street Paterson, NJ 07650 (201)278-9223	

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(201) 342-0037
Attorneys for Plaintiff(s)

GERMANIA THALIA BONILLA,

Plaintiffs,

v.

JUAN LUIS GARCIA, UBER
TECHNOLOGIES INC., RASIER LLC,
UBER USA, LLC, DANIEL A. RIFFEL,
BULDO SANITATION INC. and "JOHN
DOES" Nos. 1-10 (said names being fictitious)
and ABC Companies Nos. 1-10 (said names
being fictitious)

Defendant.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION -BERGEN COUNTY

DOCKET No. :

Civil Action

COMPLAINT & JURY DEMAND

Plaintiff, GERMANIA THALIA BONILLA, residing at 77 Prospect Street, Apt. A, Garfield, New Jersey, complaining of the defendants, says:

1. On December 22, 2021, defendant, JUAN LUIS GARCIA resided at 1025 College Avenue, 3FL, Bronx, New York 10456.

2. Upon information and belief, on December 22, 2021, defendant, UBER TECHNOLOGIES INC., was a foreign for-profit company duly licensed to do business in the State of New Jersey.

3. Upon information and belief, on December 22, 2021, defendant, RASIER LLC, was a foreign for-profit company duly licensed to do business in the State of New Jersey.

4. Upon information and belief, on December 22, 2021, defendant, UBER USA LLC, was a foreign for-profit company duly licensed to do business in the State of New Jersey.

5. On December 22, 2021, defendant, UBER TECHNOLOGIES INC., was a transportation network company as defined by N.J. STAT 39 § 5H-2.

6. On December 22, 2021, defendant, RASIER LLC, was a transportation network company as defined by N.J. STAT 39 § 5H-2.

7. On December 22, 2021, defendant, UBER USA LLC, was a transportation network company as defined by N.J. STAT 39 § 5H-2.

8. On December 22, 2021, defendants, "JOHN DOES" Nos. 1-10 (said names being fictitious) and ABC Companies Nos. 1-10 (said names being fictitious), were a transportation network company as defined by N.J. STAT 39 § 5H-2.

9. On December 22, 2021, defendant, DANIEL A. RIFFEL, resided at 14 Schierloh Ct., Ramsey, New Jersey.

10. Upon information and belief, on December 22, 2021, defendant, BULDO SANITATION INC., was a domestic for-profit company duly licensed to do business in the State of New Jersey.

11. On December 22, 2021, defendant, JUAN LUIS GARCIA owned a 2015 Honda Pilot motor vehicle.

12. On December 22, 2021, defendant, JUAN LUIS GARCIA operated a 2015 Honda Pilot motor vehicle.

13. On December 22, 2021, defendant, JUAN LUIS GARCIA maintained a 2015 Honda Pilot motor vehicle.

14. On December 22, 2021, defendant, JUAN LUIS GARCIA controlled a 2015 Honda Pilot motor vehicle.

15. On December 22, 2021, defendant, JUAN LUIS GARCIA operated a 2015 Honda Pilot motor vehicle as a personal vehicle as defined by N.J. STAT 39 § 5H-2.

16. On December 22, 2021, plaintiff GERMANIA THALIA BONILLA was a back seat passenger within defendant, JUAN LUIS GARCIA's, 2015 Honda Pilot motor vehicle.

17. On December 22, 2021, plaintiff GERMANIA THALIA BONILLA was a transportation network company rider, as defined by N.J. STAT 39 § 5H-2, within defendant, JUAN LUIS GARCIA's, 2015 Honda Pilot motor vehicle.

18. On December 22, 2021, plaintiff GERMANIA THALIA BONILLA was a back seat passenger within a 2015 Honda Pilot Motor vehicle that was operated by defendant, JUAN LUIS GARCIA, an agent, servant and/or employee of defendant, UBER TECHNOLOGIES INC.

19. On December 22, 2021, defendant, JUAN LUIS GARCIA, provided plaintiff GERMANIA THALIA BONILLA a prearranged ride, as defined by N.J. STAT 39 § 5H-2, through the transportation network company defendant, UBER TECHNOLOGIES INC.

20. On December 22, 2021, defendant, JUAN LUIS GARCIA, was an agent, servant and/or employee of defendant, UBER TECHNOLOGIES INC.

21. On December 22, 2021, defendant, JUAN LUIS GARCIA operated a 2015 Honda Pilot motor vehicle within the scope of his employment with defendant, UBER TECHNOLOGIES INC.

22. On December 22, 2021, defendant, JUAN LUIS GARCIA, was acting as a transportation network company driver for UBER TECHNOLOGIES INC, as defined by N.J. STAT 39 § 5H-2.

23. On December 22, 2021, defendant, JUAN LUIS GARCIA operated a 2015 Honda Pilot motor vehicle with the permission and for the purpose of defendant, UBER TECHNOLOGIES INC.

24. On December 22, 2021, plaintiff GERMANIA THALIA BONILLA was a back seat passenger within a 2015 Honda Pilot Motor vehicle that was operated by defendant, JUAN LUIS GARCIA, an agent, servant and/or employee of defendant, RASIER LLC.

25. On December 22, 2021, defendant, JUAN LUIS GARCIA, provided plaintiff GERMANIA THALIA BONILLA a prearranged ride, as defined by N.J. STAT 39 § 5H-2, through the transportation network company defendant, RASIER LLC.

26. On December 22, 2021, defendant, JUAN LUIS GARCIA, was an agent, servant and/or employee of defendant, RASIER LLC.

27. On December 22, 2021, defendant, JUAN LUIS GARCIA operated a 2015 Honda Pilot motor vehicle within the scope of his employment with defendant, RASIER LLC.

28. On December 22, 2021, defendant, JUAN LUIS GARCIA, was acting as a transportation network company driver for RASIER LLC, as defined by N.J. STAT 39 § 5H-2.

29. On December 22, 2021, defendant, JUAN LUIS GARCIA operated a 2015 Honda Pilot motor vehicle with the permission and for the purpose of defendant, RASIER LLC.

30. On December 22, 2021, plaintiff GERMANIA THALIA BONILLA was a back seat passenger within a 2015 Honda Pilot Motor vehicle that was operated by defendant, JUAN LUIS GARCIA, an agent, servant and/or employee of defendant, UBER USA LLC.

31. On December 22, 2021, defendant, JUAN LUIS GARCIA, provided plaintiff GERMANIA THALIA BONILLA a prearranged ride, as defined by N.J. STAT 39 § 5H-2, through the transportation network company defendant, UBER USA LLC.

32. On December 22, 2021, defendant, JUAN LUIS GARCIA, was an agent, servant and/or employee of defendant, UBER USA LLC.

33. On December 22, 2021, defendant, JUAN LUIS GARCIA operated a 2015 Honda Pilot motor vehicle within the scope of his employment with defendant, UBER USA LLC.

34. On December 22, 2021, defendant, JUAN LUIS GARCIA, was acting as a transportation network company driver for UBER USA, LLC, as defined by N.J. STAT 39 § 5H-2.

35. On December 22, 2021, defendant, JUAN LUIS GARCIA operated a 2015 Honda Pilot motor vehicle with the permission and for the purpose of defendant, UBER USA LLC.

36. On December 22, 2021, plaintiff GERMANIA THALIA BONILLA was a back seat passenger within a 2015 Honda Pilot Motor vehicle that was operated by defendant, JUAN LUIS GARCIA, an agent, servant and/or employee of defendant, UBER USA LLC.

37. On December 22, 2021, defendant, JUAN LUIS GARCIA, provided plaintiff GERMANIA THALIA BONILLA a prearranged ride, as defined by N.J. STAT 39 § 5H-2, through the transportation network company defendants, "JOHN DOES" Nos. 1-10 (said names being fictitious) and ABC Companies Nos. 1-10 (said names being fictitious).

38. On December 22, 2021, defendant, JUAN LUIS GARCIA, was an agent, servant and/or employee of defendant, "JOHN DOES" Nos. 1-10 (said names being fictitious) and ABC Companies Nos. 1-10 (said names being fictitious).

39. On December 22, 2021, defendant, JUAN LUIS GARCIA operated a 2015 Honda Pilot motor vehicle within the scope of his employment with defendants, "JOHN DOES" Nos. 1-10 (said names being fictitious) and ABC Companies Nos. 1-10 (said names being fictitious).

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40. On December 22, 2021, defendant, JUAN LUIS GARCIA, was acting as transportation network company driver for "JOHN DOES" Nos. 1-10 and ABC Companies Nos. 1-10, as defined by N.J. STAT 39 § 5H-2.

41. On December 22, 2021, defendant, JUAN LUIS GARCIA operated a 2015 Honda Pilot motor vehicle with the permission and for the purpose of defendants, "JOHN DOES" Nos. 1-10 (said names being fictitious) and ABC Companies Nos. 1-10 (said names being fictitious).

42. On December 22, 2021, defendant, DANIEL A. RIFFEL, owned a 2004 Mack Truck motor vehicle.

43. On December 22, 2021, defendant, DANIEL A. RIFFEL, operated a 2004 Mack Truck motor vehicle.

44. On December 22, 2021, defendant, DANIEL A. RIFFEL, maintained a 2004 Mack Truck motor vehicle.

45. On December 22, 2021, defendant, DANIEL A. RIFFEL, controlled a 2004 Mack Truck motor vehicle.

46. On December 22, 2021, defendant, BULDO SANITATION INC., owned a 2004 Mack Truck motor vehicle.

47. On December 22, 2021, defendant, BULDO SANITATION INC., operated a 2004 Mack Truck motor vehicle.

48. On December 22, 2021, defendant, BULDO SANITATION INC., maintained a 2004 Mack Truck motor vehicle.

49. On December 22, 2021, defendant, BULDO SANITATION INC., controlled a 2004 Mack Truck motor vehicle.

50. On December 22, 2021, defendant, DANIEL A. RIFFEL, was an agent, servant and/or employee of defendant, BULDO SANITATION INC.

51. On December 22, 2021, defendant, DANIEL A. RIFFEL operated a 2004 Mack Truck motor vehicle within the scope of his employment with defendant, BULDO SANITATION INC.

52. On December 22, 2021, defendant, DANIEL A. RIFFEL operated 2004 Mack Truck motor vehicle with the permission and for the purpose of defendant, BULDO SANITATION INC.

53. On December 22, 2021, at approximately 4:33 A.M., at the intersection of the off ramp from Route 80W and Riverview Avenue, Lodi, New Jersey, the 2015 Honda Pilot motor vehicle that was being operated by defendant JUAN LUIS GARCIA and that plaintiff was a back seat passenger within, came into contact with the 2004 Mack Truck motor vehicle that was being operated by defendant DANIEL A. RIFFEL.

54. Defendant, JUAN LUIS GARCIA, was negligent, inter alia, in failing to keep his vehicle under proper control; in failing to keep a proper look out; in failing to see what there was to be seen; in failing to stop at a stop sign; in failing to yield the right of way; in failing to apply the brakes; in failing to avoid striking the 2004 Mack Truck motor vehicle and in failing to avoid the accident, all of which resulting in the 2015 Honda Pilot motor vehicle striking the 2004 Mack Truck motor vehicle and injuring the plaintiff.

55. Defendants UBER TECHNOLOGIES INC., is liable to plaintiff as a matter of law for the negligence of their agent, servant or employee, defendant JUAN LUIS GARCIA.

56. Defendant RASIER LLC, is liable to plaintiff as a matter of law for the negligence of their agent, servant or employee, defendant JUAN LUIS GARCIA.

57. Defendant UBER USA LLC is liable to plaintiff as a matter of law for the negligence of their agent, servant or employee, defendant JUAN LUIS GARCIA.

58. Defendants John Does Nos. 1-10 and/or defendants ABC Companies Nos. 1-10, are liable to plaintiff as a matter of law for the negligence of their agent, servant or employee, defendant JUAN LUIS GARCIA.

59. Defendant, DANIEL A. RIFFEL, was negligent, inter alia, in failing to keep his vehicle under proper control; in failing to keep a proper look out; in failing to see what there was to be seen; in failing to yield the right of way; in failing to apply the brakes; in failing to avoid striking the 2015 Honda Pilot motor vehicle and in failing to avoid the accident, all of which resulting in the 2004 Mack Truck motor vehicle striking the 2015 Honda Pilot motor vehicle and injuring the plaintiff.

60. Defendant, BULDO SANITATION INC., is liable to plaintiff as a matter of law for the negligence of their agent, servant or employee, defendant DANIEL A. RIFFEL.

61. At all relevant times herein, defendants owed a duty to plaintiff and persons such as plaintiff to operate their motor vehicles without careless and/or negligence, to use reasonable care and caution in the operation of their motor vehicles, to abide by the applicable laws, rules and statutes governing the operation of their motor vehicles and to maintain control of their motor vehicles at all times.

62. At all relevant times herein, defendants breached the duty to plaintiff in failing to operate their motor vehicles without careless and/or negligence, to use reasonable care and caution in the operation of their motor vehicles, to abide by the applicable laws, rules and statutes governing the operation of their motor vehicles and to maintain control of their motor vehicles at all times.

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63. As a result of the aforesaid negligence of the defendant, JUAN LUIS GARCIA, plaintiff GERMANIA THALIA BONILLA, sustained serious and permanent personal injuries, including fractures, scarring and disfigurement, which have caused and will in the future cause her to expend great sums of money for hospital and medical treatment and has caused him great pain, disfigurement and disability.

64. As a result of the aforesaid negligence of the defendant, DANIEL A. RIFFEL, plaintiff GERMANIA THALIA BONILLA, sustained serious and permanent personal injuries, including fractures, scarring and disfigurement, which have caused and will in the future cause her to expend great sums of money for hospital and medical treatment and has caused him great pain, disfigurement and disability.

65. As a result of the aforesaid negligence of the defendants, plaintiff GERMANIA THALIA BONILLA, sustained serious and permanent personal injuries, including fractures, scarring and disfigurement, which have caused and will in the future cause her to expend great sums of money for hospital and medical treatment and has caused him great pain, disfigurement and disability.

66. This action is not barred by the provisions of N.J.S.A. 39: 6A-8.

WHEREFORE, plaintiff demands judgment against the defendants, JUAN LUIS GARCIA, UBER TECHNOLOGIES INC., RASIER LLC, UBER USA, LLC, DANIEL A. RIFFEL, BULDO SANITATION INC. and "JOHN DOES" Nos. 1-10 and ABC Companies Nos. 1-10 for damages, jointly, severally and/or jointly and severally, with interest and costs of suit and other such relief the Court deems necessary and proper.

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SULLIVAN, PAPAIN, BLOCK,
McGRATH COFFINAS & CANNAVO
Attorneys for Plaintiff(s)

By:


Mark A. Apostolos

DATED: March 8, 2022

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JURY DEMAND

Plaintiff, GERMANIA THALIA BONILLA, hereby demands a trial by jury on all the issues involved herein.

NOTICE OF DESIGNATION OF TRIAL COUNSEL

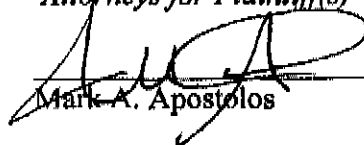
Pursuant to R. 4:25-4, plaintiff herein designates, Mark A. Apostolos, Esq. as Trial Counsel.

CERTIFICATION PURSUANT TO RULE 4:5-1 (b) (2)

I hereby certify under penalty of perjury that to the best of my knowledge the within action is not presently the subject of any other action pending in any other court or arbitration proceeding, nor is any such action or arbitration contemplated.

SULLIVAN, PAPAIN, BLOCK,
McGRATH COFFINAS & CANNAVO
Attorneys for Plaintiff(s)

By:


Mark A. Apostolos

DATED: March 8, 2022